

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON MARCH 30, 2011, WITH THE FOLLOWING MEMBERS PRESENT: EDWIN H. HUMPHREY, PRESIDENT, AND ARCHIE WILSON, MEMBER. COMMISSIONER PROUD JOINED SESSION SHORTLY THEREAFTER. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 1:00 P.M. BY THE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

IN RE: BOARD OF COUNTY COMMISSIONERS...PROCLAMATION..."50th ANNIVERSARY OF THE DORIS WOOD BRANCH LIBRARY" IN CLERMONT COUNTY, OHIO...11-0328-001...ADOPTED

Recommendation of the Board of County Commissioners, Clermont County, Ohio, to issue a Proclamation designating April 2, 2011, as the "50th Anniversary of the Doris Wood Branch Library" in Clermont County, Ohio.

IN RE: BOARD OF COUNTY COMMISSIONERS...PROCLAMATION..."NATIONAL COUNTY GOVERNMENT MONTH" IN CLERMONT COUNTY, OHIO...11-0328-002...ADOPTED

Recommendation of the Board of County Commissioners, Clermont County, Ohio, to issue a Proclamation designating the month of April, 2011, to be "National County Government Month" in Clermont County, Ohio, recognizing the theme of "Serving Our Veterans, Armed Forces and Their Families".

LET THE RECORD SHOW: Commissioner Proud joined Regular Session as this time.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 35-11/PAYMENT OF BILLS...ADOPTED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation that the Board of County Commissioners adopt **Resolution Number 35-11** resolving to approve payment to vendors **in the total amount of \$2,274,594.88** as set forth in the BCC Approval Invoice Report(s) For Checks Dated **March 25 and 30, 2011**, Vendor Invoice List Report(s), Items paid by Fund and Check Date Range Report and/or Procurement Card Transaction Report presented by the County Auditor **03/28/2011**, and further authorizing the County Auditor to issue warrants for same pursuant to Section 319.16 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT/STORM WATER MANAGEMENT DIVISION...RESOLUTION NUMBER 36-11/RESOLUTION AUTHORIZING ACCEPTANCE OF URBANIZED AREA IN TATE TOWNSHIP INTO THE CLERMONT COUNTY REGIONAL STORM WATER MANAGEMENT PROGRAM AND AUTHORIZING FILING WITH THE OHIO ENVIRONMENTAL PROTECTION AGENCY...11-0310-001...ADOPTED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of John McManus, Program Manager, Storm Water Management Division, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Water Resources Department, to adopt **Resolution Number 36-11** resolving to accept the urbanized area within Tate Township into the Clermont County Regional Storm Water Management Program described in the Clermont County Storm Water Management Plan heretofore revised and approved by the Board of County Commissioners on 08/18/10 and covered under Ohio EPA General Permit Number OHQ000002, and further resolving to authorize the filing of any necessary applications, reports or permit information to complete the transfer of the Tate Township Urbanized Area into the jurisdiction of the Clermont County Storm Water Management Program consistent with the Rules and Regulations of the Ohio Environmental Protection Agency and the Federal Environmental Protection Agency as stated therein effective immediately.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

IN RE: OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY/CLERMONT COUNTY EMERGENCY MANAGEMENT AGENCY/LOCAL EMERGENCY PLANNING COMMITTEE (LEPC)... GRANT AGREEMENTS FOR SUB-GRANTEE GRANT AGREEMENT NUMBER 10-HMEP-01 FOR THE FY 2010-2011 HAZARDOUS MATERIALS EMERGENCY PREPAREDNESS GRANT PROGRAM (HMEP) PLANNING GRANT (18TH YEAR) THROUGH THE STATE EMERGENCY RESPONSE COMMISSION (SERC) FOR PLANNING AND TRAINING FOR SAME...10-1104-002...APPROVED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Stephen H. Rabolt, Director, Office of Technology, Communications, and Security, with the concurrence of David L. Spinney, County Administrator, to authorize Beth Nevel, Director, Clermont County Emergency Management Agency, to execute the Grant Agreements for Sub-Grantee Grant Agreement Number 10-HEMP-01 for the FY 2010-2011 Hazardous Materials Emergency Preparedness Grant Program (HMEP) Planning Grant (18th Year) for the receipt of funds through the State Emergency Response Commission (SERC), P.O. Box 1049, 50 West Town Street, Suite 700, Columbus, Ohio 43216-1049, in conjunction with the Ohio Emergency Management Agency (OEMA) and the State Fire Marshal’s Office, for Planning and Training for the Local Emergency Planning Committee (LEPC), in the amounts as outlined below, with the local matches therefore to be provided from the General Fund, effective for the Performance Period of 10/01/10 through 09/30/11, pursuant to and in compliance with the terms and conditions set forth therein and in concert with the Grant Application ratified by the Board of County Commissioners on 11/08/10:

Grant Program	Federal Grant Amount	Local Match	Total Grant Amount
Planning	\$7,200	\$1,800	\$9,000
Training	\$1,600	\$ 400	\$2,000

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY/CLERMONT COUNTY EMERGENCY MANAGEMENT AGENCY... OHIO EMERGENCY MANAGEMENT AGENCY (OEMA) FY 2009 STATE CITIZEN CORPS PROGRAM GRANT APPLICATION FOR SAME...11-0321-003...APPROVED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, with the concurrence of David L. Spinney, County Administrator, to authorize Beth Nevel, Director, Clermont County Emergency Management Agency, to execute and submit the FY 2009 State Citizen Corps Program Grant Application to the Ohio Emergency Management Agency (OEMA), 2855 West Dublin-Granville Road, Columbus, Ohio 43235-2206 for funding in the amount of \$7,000.00 for the operation and enhancement of the Clermont County Citizen Corps Council, as the citizens' arm of the Homeland Security Grant Program (HSGP), and to assist in the citizen planning, response, and recovery from a possible terrorism incident, effective for the Performance Period of August 1, 2009 through May 30, 2012 pursuant to and in compliance with the terms and conditions stated therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

**IN RE: DEPARTMENT OF COMMUNITY PLANNING AND DEVELOPMENT...
SUB-GRANT RECIPIENT CONTRACT WITH THE BOARD OF
GOSHEN TOWNSHIP TRUSTEES FOR PROJECT NUMBER 2010-05
RELATIVE TO THE GOSHEN TOWNSHIP STORMWATER DRAINAGE
PROJECT IN CONCERT WITH THE CLERMONT COUNTY
COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FORMULA
PROGRAM FOR FISCAL YEAR 2010...11-0316-001...EXECUTED**

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Scot Lahrmer, Assistant County Administrator, with the concurrence of David L. Spinney, County Administrator, to execute a Sub-Grant Recipient Contract by and between the Board of County Commissioners, Clermont County, Ohio, and the Board of Goshen Township Trustees, 6757 Goshen Road, Goshen, Ohio 45122 for funding in the amount of \$105,000.00 for Project Number 2010-05 relative to the Goshen Township Stormwater Drainage Project in concert with the Clermont County Community Development Block Grant (CDBG) Formula Program for Fiscal Year 2010, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

LET THE RECORD SHOW: Commissioner Wilson left Regular Session at this time.

**IN RE: DEPARTMENT OF COMMUNITY PLANNING AND DEVELOPMENT...
AWARD OF BID FOR PROJECT NUMBER 2009-03.3 RELATIVE TO
THE BOYS AND GIRLS CLUB OF CLERMONT COUNTY "THE CLUB"
PROJECT IN CONCERT WITH THE CLERMONT COUNTY
COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FORMULA
PROGRAM FOR FISCAL YEAR 2009 AND EXECUTION OF
CONTRACT RELATIVE THERETO...11-0110-006...RATIFIED**

Moved by Mr. Proud, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Scot Lahrmer, Assistant County Administrator, with the concurrence David L. Spinney, County Administrator, to award the bid for Project Number 2009-03.3 relative to the Boys and Girls Club of Clermont County "The Club" Project in concert with the Clermont County Community Development Block Grant (CDBG) Formula Program for Fiscal Year 2009, pursuant to the plans and specifications therefore, to Rick Rack Investments, LLC, 709 Mt. Moriah Drive, Cincinnati, Ohio 45245 for the lowest and best bid received on 02-24-11, in the mathematically corrected amount of \$115,122.00, and to execute the Contract relative thereto, pursuant to and in compliance with the terms and conditions set forth therein and the award of bid therefore.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Humphrey, Aye; Mr. Wilson, Absent.

LET THE RECORD SHOW: Commissioner Wilson returned to Regular Session at this time.

IN RE: CLERMONT TRANSPORTATION CONNECTION...CHANGE ORDER NUMBER 3 TO THE CONTRACT WITH PERKINS/CARMACK CONSTRUCTION LLC FOR CONSTRUCTION OF THE CTC FACILITY RENOVATION/IMPROVEMENT PHASE I PROJECT...10-0517-003...EXECUTED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Ben Capelle, Director, Clermont Transportation Connection, with the concurrence of David L. Spinney, County Administrator, to authorize Edwin H. Humphrey, President of the Board of County Commissioners, or in his absence, any other member of the Board of County Commissioners, to execute Change Order Number 3 to the Contract with Perkins/Carmack Construction LLC, 29 High Street, Milford, Ohio 45150, previously ratified with the Board of County Commissioners on 10-06-10 and subsequently amended on 01/12/11 and 02/09/11, for the construction of the CTC Facility Renovation/Improvement Phase I Project, which represents an increase in the amount of \$4,134.36, for a total adjusted contract price to date of \$542,362.10, for additions, deletions and/or modifications thereto as defined therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: CLERMONT COUNTY COURT OF COMMON PLEAS/ADULT PROBATION DEPARTMENT...GRANT APPLICATIONS FOR FUNDING THROUGH THE STATE OF OHIO, DEPARTMENT OF REHABILITATION AND CORRECTION RELATIVE TO THE COMMUNITY CORRECTIONS ACT 407 PRISON DIVERSION PROGRAMS ENTITLED INTENSIVE SUPERVISION PROBATION AND NON-SUPPORT SUCCESS THROUGH EMPLOYMENT PROGRAM (STEP) FOR STATE FISCAL YEAR 2012...11-0316-003...APPROVED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Julie Frey, Director, Clermont County Court of Common Pleas/Adult Probation Department, with the concurrence of David L. Spinney, County Administrator, to approve Grant Applications for funding through the State of Ohio, Department of Rehabilitation and Correction, 1050 Freeway Drive North, Columbus, Ohio 43229 relative to the Community Corrections Act 407 Prison Diversion Programs entitled Intensive Supervision Probation and

Non-Support Success Through Employment Program (STEP) for the Clermont County Court of Common Pleas/Adult Probation Department, for the period of 07/01/11 through 06/30/12, as outlined below, with no local match required therefore, pursuant to and in compliance with the terms and conditions set forth therein:

Prison Diversion Program	Grant Amount
Intensive Supervision Probation	\$ 217,503.00
Non-Support Success Through Employment Program (STEP)	\$ 82,037.00

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

IN RE: CLERMONT COUNTY MUNICIPAL COURT/ADULT PROBATION DEPARTMENT...GRANT APPLICATIONS FOR FUNDING THROUGH THE STATE OF OHIO, DEPARTMENT OF REHABILITATION AND CORRECTION RELATIVE TO THE COMMUNITY CORRECTIONS ACT 408 JAIL DIVERSION PROGRAMS ENTITLED INTENSIVE SUPERVISION PROBATION AND COMMUNITY WORK SERVICE FOR STATE FISCAL YEAR 2012...11-0321-001...APPROVED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Joe Ellison, Chief Probation Officer, Clermont County Municipal Court/Adult Probation Department, with the concurrence of David L. Spinney, County Administrator, to approve Grant Applications for funding through the State of Ohio, Department of Rehabilitation and Correction, 1050 Freeway Drive North, Columbus, Ohio 43229 relative to the Community Corrections Act 408 Jail Diversion Programs entitled Intensive Supervision Probation and Community Work Service for the Clermont County Municipal Court/Adult Probation Department, for the period of 07/01/11 through 06/30/12, as outlined below with no local match required therefore, pursuant to and in compliance with the terms and conditions set forth therein:

Jail Diversion Program	Grant Amount
Intensive Supervision Probation	\$ 108,861.00
Community Work Service	\$ 104,566.00

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: CLERMONT COUNTY PROSECUTING ATTORNEY...COMPUTER NETWORK SUPPORT AGREEMENT WITH TEXT & DATA TECHNOLOGIES INCORPORATED FOR THE PROVISION OF HARDWARE AND SOFTWARE MAINTENANCE AND SUPPORT SERVICES RELATIVE TO THE PROSECUTION COMPUTER NETWORK SYSTEM FOR SAME...11-0318-003...EXECUTED

Moved by Mr. Proud, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Donald White, Clermont County Prosecuting Attorney, with the concurrence of David L. Spinney, County Administrator, to authorize Edwin H. Humphrey, President of the Board of County Commissioners, or in his absence, any other member of the Board of County Commissioners, to execute a Computer Network Support Agreement by and between the County of Clermont, Ohio, and Text & Data Technologies Incorporated, P. O. Box 515, Tallmadge, Ohio 44278 for the provision of hardware and software maintenance and

support services relative to the Prosecution Computer Network System as outlined therein, for a total amount not to exceed \$4,137.00, effective 01/01/11 through 12/31/11, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Humphrey, Aye; Mr. Wilson, Abstained.

IN RE: COUNTY ENGINEER...PERMANENT EASEMENTS HERETOFORE GRANTED AND CONVEYED TO THE COUNTY OF CLERMONT, OHIO, FOR PROJECT NUMBER PI-14-08 RELATIVE TO THE OLD US 52 BRIDGE REPLACEMENT PROJECT LOCATED IN PIERCE TOWNSHIP...11-0318-002...ACCEPTED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer with the concurrence of David L. Spinney, County Administrator, to accept the following Permanent Easements heretofore granted and conveyed to the County of Clermont, Ohio, for roadway purposes necessary for Project Number PI-14-08 relative to the Old US 52 Bridge Replacement Project located within Pierce Township, and to authorize payment as compensation for the Permanent Easements and Rights-of-Way granted thereby and repairs relative thereto:

Grantor	Parcel Number	Compensation
Kenneth R. Foley 2632 Salt Air Road Bethel, Ohio 45106	27-28-11A-003	Perm \$3,524.00 Repairs \$ 750.00
Roy Kenneth Skinner JoAnn Maria Skinner aka Joanne Maria Skinner 504 Old US 52 New Richmond, Ohio 45157	27-28-11A-002	Perm \$1,175.00 Repairs \$3,300.00

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: COUNTY ENGINEER...BRAXTON PARKE SUBDIVISION/SECTION FIVE/BATAVIA & UNION TOWNSHIPS...RELEASE OF PERFORMANCE BOND FOR SIDEWALKS AS SURETY FOR SAME...04-0116-013...APPROVED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to release the Performance Bond for Sidewalks in the amount as follows for the following subdivision within Batavia and Union Townships:

Subdivision	Performance Bond for Sidewalks
Braxton Parke Subdivision Section Five Batavia Township *Secured by Irrevocable Standby Letter of Credit Number 18-000122 issued by Peoples Community Bank, 6100 West Chester Road, P.O. Box 1130, West Chester, Ohio 45071-1130	\$20,840.00*

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

IN RE: COUNTY ENGINEER...O'BANNON MEADOWS SUBDIVISION/PHASE 1 AND PHASE II/GOSHEN TOWNSHIP...RELEASE OF COMBINED PERFORMANCE- MAINTENANCE BONDS AND ACCEPTANCE OF STREETS INTO THE GOSHEN TOWNSHIP PUBLIC ROAD SYSTEM...APPROVED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to authorize the release of Combined Performance-Maintenance Bonds, previously converted to the Maintenance Bond Phase, for the following subdivision within Goshen Township, and to accept the streets in the lengths stated situated therein as public roads for placement into the Goshen Township Public Road System:

Subdivision	Maintenance Bond	Streets/Length (miles)
O'Bannon Meadows Subdivision Phase I Goshen Township *Secured by Irrevocable Standby Letter of Credit Number 362 and Amendment Number 1 issued by The Bank of Kentucky, P.O. Box 577, Florence, Kentucky 41022-0577 DC# 04-0407-001	\$10,000.00*	Southern Hills Drive (0.230) Oakland Hills Drive (0.021) Oakmont Drive (0.032)
O'Bannon Meadows Subdivision Phase II Goshen Township *Secured by Irrevocable Standby Letter of Credit Number 391 and Amendment Number 1 issued by The Bank of Kentucky, P.O. Box 17600, Crestview Hills, Kentucky 41017-0600 DC# 05-0401-004	\$9,000.00*	Oakmont Drive (0.09) Sand Hills Drive (0.15)

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

LET THE RECORD SHOW: A MOTION BY MR. PROUD, SECONDED BY MR. WILSON, TO GO INTO EXECUTIVE SESSION AT 1:30 P.M. PURSUANT TO SECTION 121.22(G)(1) OF THE OHIO REVISED CODE TO CONSIDER THE DISMISSAL AND COMPENSATION OF A PUBLIC EMPLOYEE CARRIED WITH ALL MEMBERS VOTING AFFIRMATIVELY THEREON.

LET THE RECORD SHOW: THE EXECUTIVE SESSION CONCLUDED AND REGULAR SESSION RESUMED AT 1:58 P.M. WITH NO ACTION TAKEN.

LET THE RECORD SHOW: That a motion by Mr. Proud, seconded by Mr. Wilson, to approve the minutes of Regular Session of **03/30/11** carried with all members present voting affirmatively thereon.

IN RE: ADJOURNMENT...APPROVED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

That the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session at 1:59 P.M. until the next regularly scheduled session to be held at a later date.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**BOARD OF COUNTY COMMISSIONERS
CLERMONT COUNTY, OHIO**

**EDWIN H. HUMPHREY, PRESIDENT
ROBERT L. PROUD, VICE PRESIDENT
ARCHIE WILSON, MEMBER**

JUDITH KOCICA, CLERK OF THE BOARD

DATE APPROVED – 03/30/11